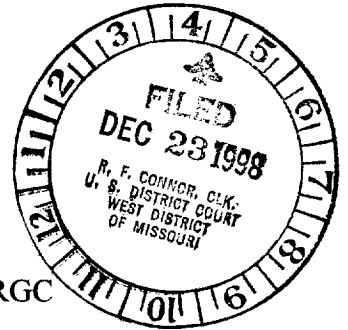


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
SOUTHERN DIVISION



B. JEAN WEBB,

Plaintiff,

v.

CITY OF REPUBLIC, MISSOURI,

Defendant.

Case No. 98-3306-CV-S-RGC

PLAINTIFF'S MOTION FOR AN EXTENSION OF DISCOVERY AND
OTHER TIME LIMITS WITH SUGGESTIONS IN SUPPORT

Pursuant to Fed. R. Civ. P. 6(b) and 12 and Local Rule 16.3, plaintiff respectfully moves the court for an order extending by approximately ninety (90) days the time limits for the completion of discovery, for filing motions to amend the pleadings and to add parties, and for filing dispositive motions.

Suggestions in Support

1. In the scheduling order entered on September 22, 1998, the court ordered that discovery in this case be completed by December 28, 1998, that motions to amend the pleadings and to add parties be filed by December 28, 1998, and that dispositive motions be filed by January 28, 1999.

2. Plaintiff has served and received responses to a First Request for Production of Documents and a First Request for Admissions. In addition, plaintiff has deposed defendant's Mayor, and defendant has deposed plaintiff and her son. In the course of discovery, however, it has become apparent that defendant will not admit, to a degree satisfactory to plaintiff, that the fish symbol on the City seal is a Christian symbol. Thus, plaintiff has obtained an expert in the field of religious studies to provide opinion on the issue of whether the fish symbol on the City seal is a Christian symbol. Plaintiff has requested that the expert witness provide a report by

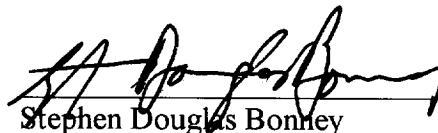
mid-January 1999. Counsel for defendant has assured plaintiff's counsel that, upon review of the report of plaintiff's expert, defendant will advise counsel for plaintiff whether defendant will contest the issue of the religious significance of the fish symbol on the City seal. If the matter remains in dispute, defendant may decide to obtain expert testimony of its own and may wish to depose plaintiff's expert. All of this will take time, and summary judgment probably cannot be rendered on the merits of the case until this issue of fact is clarified.

3. Plaintiff's counsel has discussed this motion with counsel for defendant, and defendant does not object to the requested extension of time for discovery and dispositive motions.

4. The requested extension will not prejudice any party.

WHEREFORE, plaintiff moves that the court extend the dates for the completion of discovery and the filing of discovery motions, motions to amend the pleadings, and motions to add parties until April 2, 1999, and that the court extend the date for the filing of dispositive motions until May 3, 1999.

Respectfully submitted,



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ATTORNEY FOR PLAINTIFF

Certificate of Service

I certify that, on December 23, 1998, a copy of the foregoing document was mailed, postage prepaid to: David R. Huggins, National Legal Foundation, PO Box 341283, Memphis, TN 38184-1283, and James M. Kelly, 316 West Hwy. 60, PO Box 327, Republic, MO 65738, Attorneys for Defendant.

